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TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

JUDICIAL DEPARTMENT

G.O. No.	256	Press.
B.P. No.		Mis.
Dated	17. 2. 1868.	197 .

Not to be folded or roughly handled

[Handwritten signature]

*Proceedings of the Madras Government, Judicial Department,
17th February 1868.*

No. 196. Read the following letter from the Acting Civil Judge of Mangalore, to the Chief Secretary to Government, Fort Saint George; dated Mangalore, 25th January 1868, M. O.

I have the honor to forward, for the consideration of the Right Honorable the Governor in Council, a petition from Mr. G. Pacheco, Sheristadar of the Civil and Session Court, praying to be exempted, for reasons stated in the petition, from passing the civil test prescribed for the office of District Moonsiff.

2. Mr. Pacheco has been for five years Sheristadar of this Court, and has, during that period, given every satisfaction to the several Judges who have presided here. There can be no doubt that the arduous nature of his duties leaves him little leisure for studying for an examination.

To

THE RIGHT HONORABLE THE GOVERNOR IN COUNCIL,
Fort Saint George,

MAY IT PLEASE YOUR LORDSHIP,

With due deference and submission, I beg to lay my case before your Lordship, in humble hopes that your Lordship will give it a favorable consideration.

2. I was first entertained in the Government Service in 1854 as an English Writer in the Civil Court of Mangalore. On the division of the District of Canara into two Collectorates, I was appointed Translator in the North Canara Collector's Office, where I had to perform the duties of Head Accountant and Correspondence Clerk until the Collector's establishment was fully formed, in addition to my appropriate duties as Translator. In 1861 I was appointed Income Tax Head Clerk, which office I held till the transfer of North Canara to Bombay, when Mr. Chatfield, the late Civil Judge of Mangalore, offered me the post of Translator in his Court. I was obliged to accept this post at the sacrifice of half my pay, being no longer able to endure the jungle fever I had contracted while constantly travelling with the Collector during his tours through the District. In 1863 I was promoted by the same gentleman to the office of Sheristadar, in which I have been continuing ever since. Having thus detailed my service, it remains for me to show how it has been appreciated. On this point I need scarcely say that my work has all along merited the approbation of my superiors, as the enclosed copy of the Register of my services and those of my testimonials will speak for me; but I would respectfully

Paragraph 4.—“The other two candidates whom I wish to notice are Mr. G. Pacheco, Sheristadar of the Civil Court, and L. Ramachendraya, late Additional Moonsiff of Mangalore. Both are well qualified men, with strong claims; and as there is but one remaining vacancy I feel some hesitation in deciding which to recommend. G. Pacheco is an able and hard working man, and having the advantage of knowing English, which the other two candidates do not possess, he is much better acquainted with the latest rulings and present condition of Law and Procedure. He has given me great satisfaction during the three years that I have presided here. His character is good; his family one of the most respectable in the District; and, having been employed in several Departments, his general knowledge and experience are extensive. He has still one of the two prescribed tests to pass, the heavy work of this Court having as yet allowed him no little leisure for coming up; but I think there need be no objection to appointing him conditionally on passing.”

beg to draw your Lordship's benign and special attention to Mr. Walhouse's letter to the High Court dated 23rd March 1867, an extract from which is given in the margin. Your Lordship will perceive that I have been holding posts of importance for the greater portion of my service. The arduous duties I had to perform as Sheristadar, combined with a zeal to please my superiors, to which all my time and attention were devoted, hardly allowed me the requisite leisure for studying the different subjects of the Special Test Examination prescribed for the post of District Moonsiff, which is my next step of promotion. I have passed the Test A II Judicial, Higher Grade, Criminal; and although my name was registered as a candidate for Test A I Judicial, Higher Grade, Civil, for 1866 and 1867, I was prevented from coming up for it for the abovesaid reasons. I beg to state that, after having so long rendered satisfactory services, it would be painful to me if I were to be debarred, in consequence of a single defect in my not having passed one branch of the examination, from obtaining a promotion due to my labors in the Department, and rendered desirable by the insufficiency of my pay to meet the cost of my living as an East Indian; and I humbly presume that my abilities and the amount of practical

Judicial Department

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter from the

Acting Civil Judge of Mangalore.

(Here enter date January 68 A.D.)

Order thereon 17 Feb 1868 No 256.

The Governor in Council
regrets that he is unable to
accede to Mr. Pacheco's request.
The subjects which form the
test required for the Higher
Judicial Grade Civil, are
almost all necessarily before
Mr. Pacheco in the discharge
of his duty as Sheristadar
day by day, and it appears to
the Government that an
Officer so circumstanced has
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for

Proceedings of the Madras Government, Judicial Department.

17th February 1868.

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(Signed) G. PACHECO.

No. 157.

Order thereon, 17th February 1868, No. 256.

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(True Extract).

Chief Secretary.

To the Acting Civil Judge of Mangalore.
" Commissioner for the Uncovenanted Civil Service Examinations.

Edw. J. H. Burns.

for passing the examination
- then with credit

Ad.
W.C.

Mem.

Mr. Pacheco's testimonials
are very good - and he
has passed the higher
grade of the Criminal Test.
He is in the hard-worked
position of Sheristador of a
Cis. & Sess. Court - and has
very little leisure, probably.
His age is now 34 - so
that he is not an old man.

It seems rather curious that
the Civil ~~work~~ branch should
be that which he cannot find
time to grasp when it is that
in which his principal
work is found.

There does not seem any
great objection to granting
the exemption except the
very great one that the
High Court may refuse to
recognize such exemption
and decline to appoint
unless the Test examina-
tions be passed.

What form of order shall I
draft? Exemption or not?

Allyson W.

I think we must, having
in view the recent pro-
of the High Court, better
refuse Mr. Pacheco's
right to be able to pass
the civil branch.

To the Civil Judge
L. W. C. Evans

956
4

Mr
Mr Mackers letter
for description from David
West.
for clipping fees

Mr W. M. M. M.
W. M. M. M.

193/1937
To The Right Honourable Lord Napier & T.
Governor Fort St. George.

May it please your Lordship,

With due deference and sub-
mission I beg to lay my case before
your Lordship in humble hopes that
your Lordship will give it a favorable con-
sideration.

I was first entertained in the
Government service in 1854 as an English
Writer in the Civil Court of Mangalore.
On the division of the District of Canara
into two Collectories, I was appointed
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private duties as Translator. In 1861
I was appointed Income Tax Head Clerk
which office I held till the transfer
of North Canara to Bombay when Mr.
Chatfield the late Civil Judge of
Mangalore offered me the post of
Translator in his Court. I was obliged
to accept this post at the sacrifice
of half my pay, being no longer

193/1937
1868 Department.

No. 256

PROCEEDINGS OF GOVERNMENT.

Dated 17 February 1868.

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I must do him the justice to say that he is both industrious and painstaking; and on the

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having rendered satisfactory service
it would be painful to me if
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quence of a single defect in
my not having passed one or
branch of the examination, from
obtaining a promotion due to my
services in the Department and render-
able by the insufficiency of
my pay to meet the cost of my
living as an East Indian; and
I humbly presume that my
abilities and the amount of
practical knowledge and expe-
rience both in the Revenue and
Judicial Departments, extending
over a period of 13 years will
plead in my behalf for the favor
I take this opportunity to solicit.
It was while laboring, as I still
do, under disadvantages from the
inadequacy of my pay that I ap-
plied to Mr. Hathaway for a post
of Munshi then vacant, but that
gentleman avoided recommending
me purposely because he thought
my pay would be increased on
the revision of the Judicial Estab-
lishments then under contemplation.

85/6
platoon; and now, as before, actuated
by no other motive than that of
providing for the wants of a large
and growing family, I most res-
pectfully take the liberty to
request your Lordship will on
a kind consideration of my
case, be pleased to pass an
order exempting me from passing
the above said examination, for
which act of grace I shall
as in duty bound,

Mangalore,
25-January 1883

Ever Obedt
G. Jackson

I must do him the justice to say that he is both industrious and painstaking; and on the

18605
No 237

Letter of Mr.
G. Parker, Secy.
- written at the
Civil and Supreme
Court of Bangalore
Jan 17th 1862

1862
Ch. No. 237

James G. Parker age when first entertained. Years 20. 6. 9.

Date	Appointment	Salary	Period of Service in each appointment		Remarks regarding appointments, favors and general remarks, and all special commendations for marks of approbation.
			Years	Months	
1	2	3	4	5	
Civil Court	6 th Dec 1859	14	1	4	20
	5 th ditto	17	2	11	27
	4 th ditto	21	.	11	8
	19 th Dec 1859	28	.	.	17
	23 rd Jan 1860	70	1	.	9
Collector of Salt	10 th Jan 1861	100	.	8	22
	14 th Oct 1861	70	.	.	6
	7 th ditto	100	.	5	27
	3 rd April 1862	70	.	2	7
Civil Court of Bangalore	10 June 1862	50	.	8	25
	5 March 1863	100	.	.	.

* exclusive of 30 Rs. an allowance granted by Govt. for attending to income tax duties in addition.

Gave much satisfaction whilst attached to the Court.
5th March 1862. (Signed) R. Chatterfield Civil Judge
Certificate of approbation for merited diligence by J. Madam Esquire, 9th December 1853
Ditto of deserving assiduity by H. Esq. Esq. Civil Judge of Bellary. 27th August 1854.
Ditto of entire satisfaction as to conduct and performance of duties by R. Chatterfield Esq. Civil Judge of Bangalore, who moreover certifies it as being a quick and ready writer, a good translator, and a steady hardworking officer. 26 October 1859.
Award in the sum of Rs 25, on the 1st July 1861, for having through gross oversight delayed the translation of the new tariffs, thereby causing loss to Government. The Collector (Mr. Fisher) in reporting this matter to the Board, however placed as follows. Though Mr. Parker was primarily the cause of the gross oversight now reported, "my income tax clerk was primarily the cause of the gross oversight now reported," and in the "I must do him the justice to say that he is both industrious and painstaking," and in the

"order recording this fine, that reference to the accounts led to no suspicion of fraud regarding the delay in introducing the present tariff."

"In many respects the Collector has at present reason to be satisfied with the diligence and attention to business exhibited by the Income Tax Clerk, and he believes that the paper which remained in his hands was accidentally overlooked."

Remarks by W. Fisher Esquire, Collector of North Carolina.
"Mr. Pacheco has exhibited great industry and intelligence in the management of Income Tax business, and except as regards one instance of carelessness, I have good reason to be satisfied with him."

Remarks by W. A. Goldfinch Esquire, Collector of North Carolina
I was satisfied with Mr. Pacheco during the short time his services came under my observation."

(Signed) W. Fisher Collector
(Signed) W. A. Goldfinch Collector
Mr. Chatfield, Civil Judge of Mangalore, in appointing G. Pacheco as Sheristadar, remarked, "Mr. Pacheco, the Mysore Translator, who is peculiarly fitted for the office, in consequence of his long and successful employment in both Revenue and Judicial branches of the service, will succeed to the situation of Sheristadar."

March 1863.
Thus passed the Special Test Criminal Higher grade at the examination held in 1863.
My letter to the High Court on the occasion of the late vacancies in the Sudder and Appeal Courts will show my estimation of Mr. Pacheco. I have found him exceedingly careful, assiduous, and trustworthy in a great number of circumstances of no small difficulty, and I shall be glad to hear of his promotion to a Sheriffship, which on the next opportunity his qualifications give him by much the best claim.

(Signed) Mr. J. Walhouse. 26 April 1863.
Civil Judge

A. M. C. Mangalore, 25th January 1868.

From The Honble J. C. St. Clair
Acting Civil Judge of Mangalore.

To The Honble R. J. Ellis
Chief Secretary to Government
Fort St. George.

Sir,
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the consideration of the Right Honorable
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his duties leaves him little leisure for studying
for an examination.

Recd. 25th Jan 1868
J. C. St. Clair

I have the honor to be,
Sir,
Your most obedt. Servt
Wm. Latta
Ag. Civil Judge

196
C7 Feb.
1917

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[illegible]

10237

Ch. m. o.
C. m. o.

Ms. 250
of Washington
The Chief Secretary
to the Government
and General
Ordered 21st July 1883
No 235 —